

AMENDMENTS TO THE CLAIMS:

The following listing of claims replaces all prior listings, and all prior versions, of claims in the application:

Listing of Claims:

1. (currently amended) A polyester-based resin composition comprising a melt blend (C) consisting of 3 to 40% by mass of a polyamide resin (A) which contains phosphorus compound, a concentration of the phosphorus compound in the polyamide resin (A), in terms of phosphorus atom, being 200 ppm or less, and which is prepared by a polycondensation of a diamine component containing 70 mol% or more of m-xylylene diamine and a dicarboxylic acid component containing 70 mol% or more of adipic acid and 97 to 60% by mass of a polyester resin (B) which contains an antimony compound used as a polycondensation catalyst in an amount of 50 to 400 ppm in terms of antimony atom, the polyester-based resin composition satisfying the following formulas 1 and 2:

$$P \times C/100 \leq 25 \quad (1)$$

$$Y/X \times 100 \geq 90 \quad (2)$$

wherein P is a concentration, ppm, of a the phosphorus compound in the polyamide resin (A) in terms of phosphorus atom; C is a content, % by mass, of the polyamide resin (A) in the melt blend (C); X is a lightness of a 2-mm thick plate which is molded only from the polyester resin (B); and Y is a lightness of a 2-mm thick plate which is molded from the melt blend (C).

2. (original) The polyester-based resin composition according to Claim 1, wherein the polyamide resin (A) is a polyamide which is prepared by polycondensing a diamine component containing 90 mol% or more of m-xylylene diamine and a dicarboxylic acid component containing 90 mol% or more of adipic acid.

3. (original) The polyester-based resin composition according to Claim 1, wherein the phosphorus compound contained in the polyamide resin (A) is an alkali metal hypophosphite or an alkaline earth metal hypophosphite.

4. (original) The polyester-based resin composition according to Claim 1, wherein the polyester resin (B) is a polyester resin which is prepared by polycondensing a dicarboxylic acid component containing 70 mol% or more of terephthalic acid and a diol component containing 70 mol% or more of ethylene glycol.

5. (original) The polyester-based resin composition according to Claim 1, wherein the polyester resin (B) is a polyester which is prepared by polycondensing a dicarboxylic acid component containing 1 to 10 mol% of isophthalic acid and 99 to 90 mol% of terephthalic acid and a diol component containing 70 mol% or more of ethylene glycol.

6. (currently amended) A shaped article having at least one layer which is made of a the polyester-based resin composition as defined in Claim 1.

7. (original) The shaped article according to Claim 6, wherein a thickness of the layer made of the polyester-based resin composition is 0.003 to 5 mm.
8. (original) The shaped article according to Claim 6, which is made into a form of film or sheet.
9. (currently amended) A packaging container which is molded from a the polyester-based resin composition as defined in Claim 1.
10. (original) The packaging container according to Claim 9, which is a hollow shaped article having a mouthpiece portion of 2 mm thick or more.
11. (currently amended) ~~The~~ A packaging container ~~according to Claim 9,~~ which is produced by injection-molding a the polyester-based resin composition as defined in any one of Claims 1 to 5 into a parison and then blow-molding the parison
12. (new) The polyester-based resin composition according to Claim 1, wherein the phosphorus compound is an alkali metal- or alkaline earth metal- containing phosphorus compound.
13. (new) The polyester-based resin composition according to Claim 1, wherein said phosphorus compound is selected from the group consisting of phosphates, hypophosphites and phosphites of sodium, magnesium and calcium.

14. (new) The polyester-based resin composition according to Claim 1, wherein the polyamide resin (A) contains a concentration of phosphorus compound of at least 5 ppm in terms of phosphorus atom.

15. (new) The polyester-based resin composition according to Claim 1, wherein the polyamide resin (A) contains the phosphorus compound in a concentration, in terms of phosphorus atom, of 160 ppm or less.

16. (new) The polyester-based resin composition according to Claim 1, wherein the polyamide resin (A) contains the phosphorus compound in a concentration, in terms of phosphorus atom, of 100 ppm or less.

17. (new) The polyester-based resin composition according to Claim 1, wherein  $P \times C/100 \leq 20$ .

18. (new) The polyester-based resin composition according to Claim 1, wherein  $P \times C/100 \leq 17$ .